

COMMONWEALTH OF VIRGINIA  
STATE CORPORATION COMMISSION

AT RICHMOND, MAY 14, 2021

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APPLICATION OF

MECKLENBURG ELECTRIC COOPERATIVE

CASE NO. PUR-2021-00059

For approval of a special rate

ORDER FOR NOTICE AND HEARING

On April 14, 2021, Mecklenburg Electric Cooperative ("MEC" or "Cooperative"), filed an application ("Application") in both public and nonpublic versions with the State Corporation Commission ("Commission"), pursuant to § 56-235.2 of the Code of Virginia ("Code") and the Commission's Rules for Filing an Application to Provide Electric and Gas Service Under a Special Rate, Contract or Incentive.<sup>1</sup> In its Application, the Cooperative seeks approval of a special rate applicable to service provided to a new electric service customer ("Customer") with data center load located within the Cooperative's service territory.<sup>2</sup> The Cooperative requests that the Commission act on its Application on an expedited basis.

The Application states that MEC and the Customer have entered into an Energy Services Agreement ("ESA") to govern generation, transmission and distribution services.<sup>3</sup> In addition, as "[n]one of the Cooperative's current tariffs are designed for the magnitude of the new Customer's load," the Cooperative requests approval of a new tariff, designated "Schedule LP - Contract - RTO Large Power Contract Rate" ("Schedule RTO") for the new Customer.<sup>4</sup>

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<sup>1</sup> 20 VAC 5-310. Specifically, see 20 VAC 5-310-10, *Guidelines for special rates, contracts, or incentives*.

<sup>2</sup> Application at 2.

<sup>3</sup> *Id.* at 7. The Cooperative filed the ESA under seal in an Extraordinarily Sensitive Supplement.

<sup>4</sup> *Id.* at 2, 5.

According to the Cooperative, the proposed special rate is necessary so that the Cooperative can adequately recoup the expenses it will incur to serve the new Customer. The new rate is designed to (i) recover MEC's projected cost related to serving the new Customer's load, (ii) protect the Cooperative's existing members from subsidizing the new load, and (iii) provide the Cooperative with a reasonable margin to continue to provide reliable electric service to all of its members.<sup>5</sup>

The Application states that the special rate consists of distribution delivery charges and electricity supply service ("ESS") charges. The ESS charges are designed to be a direct pass-through to the new Customer from the Cooperative's generation and transmission provider, Old Dominion Electric Cooperative. Therefore, the Cooperative states that any costs that MEC incurs related to purchasing the power to serve the new Customer's load will be passed on to the new Customer directly. These ESS charges include present costs as well as future costs such as true-ups or demand-related costs based on the new Customer's load in the prior year.<sup>6</sup>

MEC states that distribution delivery charges are made up of three consumer delivery charges and a non-coincident demand charge. The three consumer delivery charges are based on (i) the three phases of the new Customer's load (each phase corresponds to the Customer's anticipated load as its data center ramps up);<sup>7</sup> and (ii) the anticipated construction timelines for

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<sup>5</sup> *Id.* at 3.

<sup>6</sup> *Id.* at 3-4.

<sup>7</sup> The Cooperative anticipates that, during the first six months, the Customer's load will increase to approximately 10 megawatts ("MW"), and MEC will serve this load after installing new facilities at its existing Boydton Substation ("Initial Boydton Phase"). After the first six months, the load will drop to just under 1 MW before increasing to over 21 MW, with the Cooperative serving this load from the new Coleman Creek Substation. The first phase of construction of the new Coleman Creek Substation will be completed at this time ("First Coleman Creek Phase"). After 16 months, the load will be greater than 25 MW and then increase to 187 MW, with the Cooperative serving this load from its Coleman Creek Substation. At this time, the second phase of construction of the new Coleman Creek Substation will be completed ("Second Coleman Creek Phase"). *Id.* at 4.

the installation of facilities necessary to serve each phase of the load at MEC's existing Boydton Substation and new Coleman Creek Substation.<sup>8</sup>

MEC asserts that service to the new Customer under the special rate will not affect the Cooperative's ability to provide reliable electric service to its other members, as the special rate is designed to collect all costs, including power cost, that is attributable to the new Customer's accounts. MEC further asserts that the demand adder in the special rate is designed to cover any unanticipated costs and provide the Cooperative with a reasonable margin.<sup>9</sup>

The Cooperative further states that the special rate provided in the Agreement will not jeopardize the continuation of reliable electric service. According to the Cooperative, approval of the special rate will increase MEC's margins, allowing the Cooperative to continue to provide reliable electric service. The Cooperative anticipates that during the first year MEC serves the new Customer, MEC's gross revenues will increase by \$4.7 million. When the new Customer's projects are at full capacity, MEC anticipates its gross revenues will increase by \$120 million.<sup>10</sup>

Coincident with the filing of the Application, the Cooperative filed a Motion for Entry of a Protective Ruling and Additional Protective Treatment for Extraordinarily Sensitive Information ("Motion for Protective Ruling"). The Cooperative also requests that the Commission authorize the Cooperative to serve and bill the new Customer under Schedule RTO on an interim basis beginning April 1, 2021, until the Commission issues a decision on the Application ("Request for Interim Authority").

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<sup>8</sup> *Id.*

<sup>9</sup> *Id.* at 8.

<sup>10</sup> *Id.* at 9.

NOW THE COMMISSION, upon consideration of this matter, is of the opinion and finds that this matter should be docketed; MEC should provide public notice of its Application; a public hearing should be scheduled for the purpose of receiving testimony and evidence on the Application; interested persons should have an opportunity to file comments on the Application or participate as a respondent in this proceeding; and the Commission's Staff ("Staff") should be directed to investigate the Application and file testimony and exhibits containing its findings and recommendations thereon.

The Commission takes judicial notice of the ongoing public health emergency related to the spread of the coronavirus, or COVID-19, and the declarations of emergency issued at both the state and federal levels.<sup>11</sup> The Commission has taken certain actions, and may take additional actions going forward, which could impact the procedures in this proceeding.<sup>12</sup> Consistent with these actions, in regard to the terms of the procedural framework established below, the Commission will, among other things, direct the electronic filing of testimony and pleadings unless they contain confidential information, and require electronic service on parties to this proceeding.

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<sup>11</sup> See, e.g., Executive Order No. 51, Declaration of a State of Emergency Due to Novel Coronavirus, COVID-19, issued March 12, 2020, by Gov. Ralph S. Northam. This and subsequent Executive Orders related to COVID-19 may be found at: <https://www.governor.virginia.gov/executive-actions/>.

<sup>12</sup> See, e.g., *Commonwealth of Virginia, ex rel. State Corporation Commission, Ex Parte: Electronic Service of Commission Orders*, Case No. CLK-2020-00004, Doc. Con. Cen. No. 200330035, Order Concerning Electronic Service of Commission Orders (Mar. 19, 2020), *extended by* Doc. Con. Cen. No. 200520105, Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency (May 11, 2020); *Commonwealth of Virginia, ex rel., State Corporation Commission, Ex Parte: Revised Operating Procedures During COVID-19 Emergency*, Case No. CLK-2020-00005, Doc. Con. Cen. No. 200330042, Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency (Mar. 19, 2020) ("Revised Operating Procedures Order"), *extended by* Doc. Con. Cen. No. 200520105, Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency (May 11, 2020); *Commonwealth of Virginia, ex rel. State Corporation Commission, Ex Parte: Electronic service among parties during COVID-19 emergency*, Case No. CLK-2020-00007, Doc. Con. Cen. No. 200410009, Order Requiring Electronic Service (Apr. 1, 2020).

We also find that a Hearing Examiner should be assigned to conduct all further proceedings in this matter on behalf of the Commission, including ruling on the Cooperative's Motion for Protective Ruling and filing a final report containing the Hearing Examiner's findings and recommendations.

Based on the particular, unique circumstances of this matter, the Commission will approve MEC's Request for Interim Authority and grant MEC interim authority to serve and bill the new Customer under Schedule RTO on an interim basis beginning April 1, 2021, until the Commission issues a decision on the Application. The Cooperative shall remain at risk for the differences, if any, between: (1) the special rate as operated under the interim approval granted herein pending the conclusion of this matter; and (2) any special rate that may be approved herein.

Accordingly, IT IS ORDERED THAT:

- (1) This matter is docketed and assigned Case No. PUR-2021-00059.
- (2) MEC's Request for Interim Authority is granted, as discussed herein.
- (3) All pleadings in this matter should be submitted electronically to the extent authorized by Rule 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice and Procedure ("Rules of Practice").<sup>13</sup> Confidential and Extraordinarily Sensitive information shall not be submitted electronically and should comply with 5 VAC 5-20-170, *Confidential information*, of the Rules of Practice. For the duration of the COVID-19 emergency, any person

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<sup>13</sup> 5 VAC 5-20-10 *et seq.*

seeking to hand deliver and physically file or submit any pleading or other document shall contact the Clerk's Office Document Control Center at (804) 371-9838 to arrange the delivery.<sup>14</sup>

(4) Pursuant to 5 VAC 5-20-140, *Filing and service*, of the Commission's Rules of Practice, the Commission directs that service on parties and the Staff in this matter shall be accomplished by electronic means. Concerning Confidential or Extraordinarily Sensitive Information, parties and the Staff are instructed to work together to agree upon the manner in which documents containing such information shall be served upon one another, to the extent practicable, in an electronically protected manner, even if such information is unable to be filed in the Office of the Clerk, so that no party or the Staff is impeded from preparing its case.

(5) As provided by § 12.1-31 of the Code and Rule 5 VAC 5-20-120, *Procedure before hearing examiners*, of the Commission's Rules of Practice, a Hearing Examiner is appointed to rule on any discovery matters that may arise during the course of this proceeding, including the Cooperative's Motion for Protective Ruling.

(6) Due to the ongoing public health emergency related to the spread of the coronavirus, or COVID-19, the Commission hereby schedules a telephonic hearing for the receipt of testimony from public witnesses on the Cooperative's Application, as follows:

- (a) A hearing for the receipt of testimony from public witnesses on the Application shall be convened telephonically at 10 a.m. on August 10, 2021, with no witness present in the Commission's courtroom.<sup>15</sup>
- (b) To promote fairness for all public witnesses, each witness will be allotted five minutes to provide testimony.

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<sup>14</sup> As noted in the Revised Operating Procedures Order, submissions to the Commission's Clerk's Office via U.S. mail or commercial mail equivalents may not be processed for an indefinite period of time due to the COVID-19 emergency. See n.12, *supra*.

<sup>15</sup> The Commission will convene counsel of record in this proceeding to attend the public witness hearing virtually.

- (c) On or before August 5, 2021, any person desiring to offer testimony as a public witness shall provide to the Commission (a) your name, and (b) the telephone number that you wish the Commission to call during the hearing to receive your testimony. This information may be provided to the Commission in three ways: (i) by filling out a form on the Commission's website at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting); (ii) by completing and emailing the PDF version of this form to [SCCInfo@scc.virginia.gov](mailto:SCCInfo@scc.virginia.gov); or (iii) by calling (804) 371-9141.
- (d) Beginning at 10 a.m. on August 10, 2021, the Commission will telephone sequentially each person who has signed up to testify as provided above. This hearing will not be convened, and the parties will be notified of such, if no person signs up to testify as a public witness.
- (e) This public witness hearing will be webcast at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting).

(7) A public evidentiary hearing shall be convened at 10 a.m. on August 11, 2021, either in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, or by electronic means, to receive testimony and evidence offered by the Cooperative, respondents, and the Staff on the Petition. Further details on this hearing will be provided by subsequent Commission Order or Hearing Examiner's Ruling.

(8) An electronic copy of the Cooperative's Application may be obtained by submitting a written request to counsel for the Cooperative, Garland S. Carr, Esquire, Williams Mullen, 200 South 10<sup>th</sup> Street, Suite 1600, Richmond, Virginia 23219, or [gcarr@williamsmullen.com](mailto:gcarr@williamsmullen.com). Interested persons also may download unofficial copies from the Commission's website: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

(9) On or before June 15, 2021, the Cooperative shall cause the following notice to be published as display advertising (not classified) on one occasion in newspapers of general circulation throughout the Cooperative's service territory in Virginia:

NOTICE TO THE PUBLIC OF AN APPLICATION BY  
MECKLENBURG ELECTRIC COOPERATIVE, FOR  
APPROVAL OF A SPECIAL RATE  
CASE NO. PUR-2021-00059

On April 14, 2021, Mecklenburg Electric Cooperative ("MEC" or "Cooperative"), filed an application ("Application") in both public and nonpublic versions with the State Corporation Commission ("Commission"), pursuant to § 56 235.2 of the Code of Virginia ("Code") and the Commission's Rules for Filing an Application to Provide Electric and Gas Service Under a Special Rate, Contract or Incentive. In its Application, the Cooperative seeks approval of a special rate applicable to service provided to a new electric service customer ("Customer") with data center load located within the Cooperative's service territory. The Cooperative requests that the Commission act on its Application on an expedited basis.

The Application states that MEC and the Customer have entered into an Energy Services Agreement ("ESA") to govern generation, transmission and distribution services. In addition, as "[n]one of the Cooperative's current tariffs are designed for the magnitude of the new Customer's load," the Cooperative requests approval of a new tariff, designated "Schedule LP - Contract - RTO Large Power Contract Rate" ("Schedule RTO") for the new Customer.

According to the Cooperative, the proposed special rate is necessary so that the Cooperative can adequately recoup the expenses it will incur to serve the new Customer. The new rate is designed to (i) recover MEC's projected cost related to serving the new Customer's load, (ii) protect the Cooperative's existing members from subsidizing the new load, and (iii) provide the Cooperative with a reasonable margin to continue to provide reliable electric service to all of its members.

The Application states that the special rate consists of distribution delivery charges and electricity supply service ("ESS") charges. The ESS charges are designed to be a direct pass-through to the new Customer from the Cooperative's generation and transmission provider, Old Dominion Electric Cooperative. Therefore, the Cooperative states that any costs that MEC incurs related to purchasing the power to serve the new Customer's load will be passed on to the new Customer directly. These ESS charges include present costs as well as future costs such as



true-ups or demand-related costs based on the new Customer's load in the prior year.

MEC states that distribution delivery charges are made up of three consumer delivery charges and a non-coincident demand charge. The three consumer delivery charges are based on (i) the three phases of the new Customer's load (each phase corresponds to the Customer's anticipated load as its data center ramps up); and (ii) the anticipated construction timelines for the installation of facilities necessary to serve each phase of the load at MEC's existing Boynton Substation and new Coleman Creek Substation.

MEC asserts that service to the new Customer under the special rate will not affect the Cooperative's ability to provide reliable electric service to its other members, as the special rate is designed to collect all costs, including power cost, that is attributable to the new Customer's accounts. MEC further asserts that the demand adder in the special rate is designed to cover any unanticipated costs and provide the Cooperative with a reasonable margin.

The Cooperative further states that the special rate provided in the Agreement will not jeopardize the continuation of reliable electric service. According to the Cooperative, approval of the special rate will increase MEC's margins, allowing the Cooperative to continue to provide reliable electric service. The Cooperative anticipates that during the first year MEC serves the new Customer, MEC's gross revenues will increase by \$4.7 million. When the new Customer's projects are at full capacity, MEC anticipates its gross revenues will increase by \$120 million.

Interested persons are encouraged to review the Application and supporting documents for the details of these and other proposals.

The Commission entered an Order for Notice and Hearing in this proceeding that, among other things, scheduled public hearings on the Application. On August 10, 2021, at 10 a.m., the Commission will hold a telephonic hearing, with no witness present in the Commission's courtroom, for the purpose of receiving the testimony of public witnesses. On or before August 5, 2021, any person desiring to offer testimony as a public witness shall provide to the Commission (a) your name, and (b) the telephone number that you wish the Commission to call during the hearing to receive your testimony. This information may be provided to the Commission in three ways: (i) by filling out a

form on the Commission's website at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting); (ii) by completing and emailing the PDF version of this form to [SCCInfo@scc.virginia.gov](mailto:SCCInfo@scc.virginia.gov); or (iii) by calling (804) 371-9141. This public witness hearing will be webcast at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting).

On August 11, 2021, at 10 a.m., either in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, or by electronic means, the Commission will convene a hearing to receive testimony and evidence related to the Application from the Cooperative, any respondents, and the Commission's Staff. Further details on this hearing will be provided by subsequent Commission Order or Hearing Examiner's Ruling.

The Commission has taken judicial notice of the ongoing public health emergency related to the spread of the coronavirus, or COVID-19, and the declarations of emergency issued at both the state and federal levels. In accordance therewith, all pleadings, briefs, or other documents required to be served in this matter should be submitted electronically to the extent authorized by 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice and Procedure ("Rules of Practice"). Confidential and Extraordinarily Sensitive information shall not be submitted electronically and should comply with 5 VAC 5-20-170, *Confidential information*, of the Rules of Practice. For the duration of the COVID-19 emergency, any person seeking to hand deliver and physically file or submit any pleading or other document shall contact the Clerk's Office Document Control Center at (804) 371-9838 to arrange the delivery.

Pursuant to 5 VAC 5-20-140, *Filing and service*, of the Commission's Rules of Practice, the Commission has directed that service on parties and the Commission's Staff in this matter shall be accomplished by electronic means. Please refer to the Commission's Order for Notice and Hearing for further instructions concerning Confidential or Extraordinarily Sensitive Information.

An electronic copy of the Cooperative's Application may be obtained by submitting a written request to counsel for the Cooperative, Garland S. Carr, Esquire, Williams Mullen, 200 South 10<sup>th</sup> Street, Suite 1600, Richmond, Virginia 23219, or [gcarr@williamsmullen.com](mailto:gcarr@williamsmullen.com). Interested persons also may

download unofficial copies from the Commission's website:  
[scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

On or before August 3, 2021, any interested person may file comments on the Application by following the instructions found on the Commission's website:  
[scc.virginia.gov/casecomments/Submit-Public-Comments](http://scc.virginia.gov/casecomments/Submit-Public-Comments) or by filing such comments with the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118 . All comments shall refer to Case No. PUR-2021-00059.

On or before June 29, 2021, any person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation with the Clerk of the Commission at the address above or by filing electronically at [scc.virginia.gov/clk/efiling/](http://scc.virginia.gov/clk/efiling/). Such notice of participation shall include the email addresses of the filer or its counsel. The respondent simultaneously shall serve a copy of the notice of participation on counsel to the Cooperative at the electronic address above. Pursuant to Rule 5 VAC 5-20-80 B, *Participation as a respondent*, of the Commission's Rules of Practice, any notice of participation shall set forth: (i) a precise statement of the interest of the respondent; (ii) a statement of the specific action sought to the extent then known; and (iii) the factual and legal basis for the action. Any organization, corporation, or government body participating as a respondent must be represented by counsel as required by Rule 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2021-00059.

On or before June 29, 2021, each respondent may file with the Clerk of the Commission, at the address set forth above or by filing electronically at [scc.virginia.gov/clk/efiling/](http://scc.virginia.gov/clk/efiling/), any testimony and exhibits by which the respondent expects to establish its case, and each witness's testimony shall include a summary not to exceed one page. The respondent simultaneously shall serve a copy of any such filing on the Staff, the Cooperative, and all other respondents. In all filings, respondents shall comply with the Commission's Rules of Practice, including 5 VAC 5-20-140, *Filing and service*; and 5 VAC 5-20-240, *Prepared testimony and exhibits*. All filings shall refer to Case No. PUR-2021-00059.

Any documents filed in paper form with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, except as modified by the Commission's Order for Notice and Hearing, all filings shall

comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice.

The Cooperative's Application, the Commission's Rules of Practice and the Commission's Order for Notice and Hearing may be viewed at: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

MECKLENBURG ELECTRIC COOPERATIVE

(10) On or before June 15, 2021 the Cooperative shall serve a copy of this Order for Notice and Hearing on the following local officials, to the extent the position exists, in each county, city, and town in which the Cooperative provides service in the Commonwealth of Virginia: the chairman of the board of supervisors of each county; the mayor or manager (or equivalent official) of every city and town; and the county, city, or town attorney. Service shall be made electronically where possible; if electronic service is not possible, service shall be made by either personal delivery or first-class mail to the customary place of business or residence of the person served.

(11) On or before July 6, 2021, the Cooperative shall file proof of the notice and service required by Ordering Paragraphs (9) and (10) above, including the name, title, address, and electronic mail address (if applicable) of each official served, with the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118, or by filing electronically at [scc.virginia.gov/clk/efiling/](http://scc.virginia.gov/clk/efiling/).

(12) On or before August 3, 2021, any interested person may file comments on the Petition by following the instructions found on the Commission's website: [scc.virginia.gov/casecomments/Submit-Public-Comments](http://scc.virginia.gov/casecomments/Submit-Public-Comments) or by filing such comments with the Clerk of the Commission at the address in Ordering Paragraph (11). All comments shall refer to Case No. PUR-2021-00059.

(13) On or before June 29, 2021, any person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation with the Clerk of the Commission at the address in Ordering Paragraph (11) or by filing electronically at [scc.virginia.gov/clk/efiling/](http://scc.virginia.gov/clk/efiling/). Such notice of participation shall include the email addresses of the filer or its counsel. The respondent simultaneously shall serve a copy of the notice of participation on counsel to the Cooperative at the electronic mail address in Ordering Paragraph (8). Pursuant to 5 VAC 5-20-80 B, *Participation as a respondent*, of the Commission's Rules of Practice, any notice of participation shall set forth: (i) a precise statement of the interest of the respondent; (ii) a statement of the specific action sought to the extent then known; and (iii) the factual and legal basis for the action. Any organization, corporation, or government body participating as a respondent must be represented by counsel as required by 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2021-00059.

(14) Within three (3) business days of receipt of a notice of participation as a respondent, the Cooperative shall serve a copy of the public version of the Application on the respondent.

(15) On or before June 29, 2021, each respondent may file with the Clerk of the Commission, at the address set forth in Ordering Paragraph (11) or by filing electronically at [scc.virginia.gov/clk/efiling/](http://scc.virginia.gov/clk/efiling/), any testimony and exhibits by which the respondent expects to establish its case, and each witness's testimony shall include a summary not to exceed one page. The respondent simultaneously shall serve a copy of any such filing on the Staff, the Cooperative, and all other respondents. In all filings, respondents shall comply with the Commission's Rules of Practice, as modified herein, including, but not limited to: 5 VAC 5-20-140, *Filing and service*, and 5 VAC 5-20-240, *Prepared testimony and exhibits*. All filings shall refer to Case No. PUR-2021-00059.

(16) On or before July 13, 2021, the Staff shall investigate the Application and file with the Clerk of the Commission its testimony and exhibits concerning the Application, and each Staff witness's testimony shall include a summary not to exceed one page. A copy thereof shall be served on counsel to the Cooperative and all respondents.

(17) On or before July 27, 2021, MEC shall file with the Clerk of the Commission any rebuttal testimony and exhibits that it expects to offer, and each rebuttal witness's testimony shall include a summary not to exceed one page. The Cooperative shall serve a copy of its rebuttal testimony and exhibits on the Staff and all respondents.

(18) Any documents filed in paper form with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice.

(19) The Commission's Rule of Practice 5 VAC 5-20-260, *Interrogatories or requests for production of documents and things*, shall be modified for this proceeding as follows: responses and objections to written interrogatories and requests for production of documents shall be served within seven (7) calendar days after receipt of the same. In addition to the service requirements of 5 VAC 5-20-260 of the Rules of Practice, on the day that copies are filed with the Clerk of the Commission, a copy of the interrogatory or request for production shall be served electronically on the party to whom the interrogatory or request for production is directed or the assigned Staff attorney, if the interrogatory or request for production is directed to the

Staff.<sup>16</sup> Except as modified herein, discovery shall be in accordance with Part IV of the Commission's Rules of Practice, 5 VAC 5-20-240 *et seq.*

(20) This matter is continued.

A COPY hereof shall be sent electronically by the Clerk of the Commission to all persons on the official Service List in this matter. The Service List is available from the Clerk of the Commission.

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<sup>16</sup> The assigned Staff attorney is identified on the Commission's website, [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information), by clicking "Docket Search," then clicking "Search by Case Information," and entering the case number PUR-2021-00059 in the appropriate box.